

SENATE BILL No. 214

DIGEST OF INTRODUCED BILL

Citations Affected: IC 36-7-8-3.

Synopsis: Exemption from county building ordinance. Provides, by removing a statutory exemption, that a county ordinance establishing building, heating, ventilating, electrical, plumbing, and sanitation standards for unincorporated areas applies to private homes that are built by individuals and used for their own occupancy.

Effective: July 1, 2006.

Broden

January 9, 2006, read first time and referred to Committee on Governmental Affairs and Interstate Cooperation.

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Introduced

Second Regular Session 114th General Assembly (2006)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2005 Regular Session of the General Assembly.

SENATE BILL No. 214

A BILL FOR AN ACT to amend the Indiana Code concerning local government.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 36-7-8-3 IS AMENDED TO READ AS FOLLOWS
2 [EFFECTIVE JULY 1, 2006]: Sec. 3. (a) The legislative body of a
3 county having a county department of buildings or a joint city-county
4 building department may, by ordinance, adopt building, heating,
5 ventilating, air conditioning, electrical, plumbing, and sanitation
6 standards for unincorporated areas of the county. These standards take
7 effect only on the legislative body's receipt of written approval from the
8 fire prevention and building safety commission.
9 (b) An ordinance adopted under this section must be based on
10 occupancy, and it applies to:
11 (1) the construction, alteration, equipment, use, occupancy,
12 location, and maintenance of buildings, structures, and
13 appurtenances that are on land or over water and are:
14 (A) erected after the ordinance takes effect; and
15 (B) if expressly provided by the ordinance, existing when the
16 ordinance takes effect;
17 (2) conversions of buildings and structures, or parts of them, from

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- 1 one occupancy classification to another; and
2 (3) the movement or demolition of buildings, structures, and
3 equipment for the operation of buildings and structures.
4 (c) The rules of the fire prevention and building safety commission
5 are the minimum standards upon which ordinances adopted under this
6 section must be based.
7 (d) ~~An ordinance adopted under this section does not apply to~~
8 ~~private homes that are built by individuals and used for their own~~
9 ~~occupancy.~~

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